

EXHIBIT B

From: "Sean Phelan" <sphelan@westernresources.org>
To: <RSprott@utah.gov>, <JJenks@utah.gov>, <CStephens@utah.gov>, "Milka Radu...
Date: 11/2/2004 1:42 PM
Subject: GRAMA REQUEST
Attachments: WRA GRAMA Request - IPP and NEVCO.doc

Hi All,

Attached please find a GRAMA request for documents and EPA correspondence that post-date IPP and NEVCO's ITA. I realize that UDAQ may not be able to respond to this request before the close of the respective appeal deadlines. However, if UDAQ could quickly make available the revised top-down BACT analysis that includes IGCC and supercritical boilers and the revised PM10 modeling analysis, each referred to in IPP's Response to Comments Memo, it would be greatly appreciated.

Thank you,
Sean

Sean Phelan
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Western Resource Advocates - Utah
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This communication may be privileged, confidential or otherwise exempt from disclosure.

November 3, 2002

Rick Sprott, Division Director
Department of Environmental Quality
Division of Air Quality
150 North 1950 West
Salt Lake City, UT 84116

(By Email: RSprott@utah.gov, JJenks@utah.gov, CStephens@utah.gov, and MilkaR@utah.gov
and First-Class Mail)

Re: Request pursuant to Utah Governmental Records Access and Management Act
(GRAMA), Utah Code § 63-2-101 et seq.

Dear Rick, John, Christian, and Milka,

As you know, the Utah Division of Air Quality (UDAQ) issued Approval orders to Sevier Power Company and Intermountain Power Service Corporation on October 12 and 15, 2004, respectively. Western Resource Advocates has been involved throughout the public permitting process for these coal fired power plants. In order to continue its participation in these processes, Western Resource Advocates makes the following request for records pursuant to Utah Governmental Records Access and Management Act (GRAMA), Utah Code § 63-2-101 et seq.:

- 1) Any and all records received, prepared, analyzed, considered or relied upon by UDAQ that relate in any way to UDAQ's issuance of Approval Order DAQE-AN2529001-04 for NEVCO Energy Company and/or UDAQ's response to comments associated with this Approval Order that post-date UDAQ's Intent to Approve dated February 27, 2004;
- 2) Any and all records, received, prepared, analyzed, considered or relied upon by UDAQ that relate in any way to UDAQ's issuance of Approval Order DAQE-AN0327010-04 for Intermountain Power Service Corporation and/or UDAQ's response to comments associated with this Approval Order that post-date UDAQ's Intent to Approve dated April 1, 2004. These records should include, *but not be limited to*:
 - a revised top-down BACT analysis that includes IGCC and supercritical boiler, *see* UDAQ Response to Comments at 8,
 - a revised PM10 modeling analysis submitted by IPP on August 26, 2004, *see* Response to Comments at 9;

3) Any and all correspondence, including email, between UDAQ and EPA regarding the permitting of Intermountain Power Service Corporation's proposed Intermountain Power Plant Unit 3 that post-date UDAQ's Intent to Approve dated April 1, 2004;

4) Any and all correspondence, including email, between UDAQ and EPA regarding the permitting of NEVCO Energy Company's proposed construction of a coal-fired power plant in Sigurd, Utah that post-date UDAQ's Intent to Approve dated February 27, 2004.

Although comments received during the public comment periods are responsive to this request, Western Resource Advocates does not need copies of these comments at this time. Thank you for your cooperation in this matter. Western Resource Advocates appreciates the time and effort it takes to fill this request. If you have any questions or concerns, please call me at 487-9911.

Best Regards,

A handwritten signature in black ink, appearing to read "Sean Phelan", written in a cursive style.

Sean Phelan
Staff Attorney
Western Resource Advocates